THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.24171 of 2005

Between:

1. S.Manimala, W/o.late Mallesham, Housewife
and others

... Petitioners

AND

The Municipal Council, Tandur represented by its
Commissioner, R.R. District

...Respondent

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.24171 of 2005

ORDER:

The petitioners claim to be the owners of land admeasuring Acs.4.13 gts., in survey No.107 in Malreddypalli village near Tandur Town, Ranga Reddy District. They are aggrieved by the action of the respondent Municipality in granting various building permissions to large number of persons to construct houses in the land though such persons do not have any valid title to the land. Therefore, they seek a writ of Mandamus declaring the action of the respondent Municipality in granting building permissions to third parties in respect of the land in survey No.107 in Malreddypalli village near Tandur Town as illegal and arbitrary.

At the time of admission itself, learned Standing Counsel for respondent Municipality on instructions submits that as many as forty three (43) persons approached the Municipality for building permissions and accordingly they were granted such permissions. He has also produced a list of persons in whose favour permissions were granted. Therefore, it shall be open to the petitioners to take appropriate action against those persons and also make a representation to the Municipality requesting not to grant any further building permissions in the land. As and when such representation is made, the respondent Municipality shall conduct necessary enquiry before issuing any permission permitting third parties to raise construction in the land.

The writ petition, with the above observations and directions, is disposed of. No

costs.

_____

(V.V.S.RAO,J)

November 23, 2005

YS